

ORDINANCE NO. Z-4314

SPECIAL USE PERMIT NO. 2023-00026

AN ORDINANCE RELATING TO ZONING: AUTHORIZING A SPECIAL USE PERMIT FOR CERTAIN PROPERTY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

Section 1. Special Use Permit Granted. Pursuant to regulations set forth in the Overland Park Municipal Code, Section 18.370, permission is hereby granted to use in the manner set forth in Section 2 hereof, the following described real property, to-wit:

Legal Description:

A TRACT OF LAND BEING THE NORTHEAST QUARTER (NE ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION TWENTY-FIVE (25), TOWNSHIP TWELVE SOUTH (12 S), RANGE TWENTY-FOUR EAST (24 E), IN OVERLAND PARK, JOHNSON COUNTY, KANSAS.

BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 25; THENCE S02°13'53"E ON THE EAST LINE OF SAID SOUTHEAST QUARTER A DISTANCE OF 597.11 FEET; THENCE S87°46'07"W A DISTANCE OF 305.54 FEET TO THE POINT OF BEGINNING. THENCE S02°13'53"E, A DISTANCE OF 20.00 FEET; THENCE S87°46'07"W, A DISTANCE OF 20.00 FEET; THENCE N02°13'53"W, A DISTANCE OF 20.00 FEET; THENCE N87°46'07"W, A DISTANCE OF 20.00 FEET TO SAID POINT OF BEGINNING. CONTAINS 400 SQUARE FEET OR 0.0092 ACRES, MORE OR LESS.

Section 2. That the real property hereinabove described shall hereafter allow a renewal of the Shawnee Mission West Wind Turbine for a 10-year period of time.

All Zoning Ordinances or Zoning Regulations of the City of Overland Park, Kansas, affecting the use of the real property hereinbefore described which are inconsistent with this ordinance are hereby made inapplicable to the said property for said period of time.

Section 3. Conditions and Stipulations. The special use permit granted in Sections 1 and 2 hereinabove in addition to full compliance with any general provisions contained in Chapter 18.370 of the Overland Park Municipal Code, Unified Development Ordinance, is hereby made contingent upon the performance and observation of the following additional and supplementary regulations, stipulations, conditions, and restrictions, of which the violation of any

ORDINANCE NO. Z-4314

hereafter enumerated will be a supplementary basis for revocation in addition to those specified in Section 18.370.050, to-wit:

- a. The development shall be in accordance with Exhibit “A” (Site Plan), and Exhibit “B” (Building Elevations), which are filed in the office of the Planning Commission Secretary at City Hall and which are incorporated by reference as if set out in full

Section 4. Take Effect. This ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law.

PASSED by the City Council this 08th day of January, 2024.

APPROVED by the Mayor this 08th day of January, 2024.

CITY OF OVERLAND PARK, KANSAS

By: (s) Curt Skoog
Curt Skoog
Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:

By: (s) Elizabeth Kelley
Elizabeth Kelley
City Clerk

By: (s) Trevor Stiles
Trevor L. Stiles
Senior Assistant City Attorney